IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No. 93 of 2007

Mr.Dinesh Keshav Borle — Applicant
Vs.
State of Maharashtra — Respondent

Mrs.A.B.Shah for applicant.
Mrs.M.H.Mhatre, APP for State.

CORAM: B.H.MARLAPALLE,J.

January 17, 2007.

P.C.

. Heard the learned counsel for the applicant and the learned APP. The applicant is impleaded as one of the accused in C.R.No.237/2006 registered with Cuffe Parade police station for the offences punishable under Sections 467, 468, 471 and 379 read with Section 34 of the Indian Penal Code and apprehending arrest he had applied for anticipatory bail which has been rejected by the learned Addl. Sessions Judge, Greater Mumbai.

. As per the complainant i.e. Shri Jagdish Govind Gohil, one of the employees of M/s.Jwelecus India Pvt.Ltd., 124-C, Mittal Court, Nariman Point hatched a conspiracy and had stolen the cheques of the said company in respect of the Bank account with the Corporation Bank. Cheque no.427077 / 427007 was

drawn in favour of the applicant for an amount of Rs.20 lakhs and it came to be deposited in his account with the Bank of Maharashtra, Zaveri Bazar Branch. The investigation, prima facie, reveals that it is a deep rooted conspiracy and the custodial interrogation of the application is necessary. The applicant is not an employee of and he is in no way connected with M/s.Jwelecus India Pvt. Ltd. On the other hand he works as an office boy with Shrinathji Developers. Prima facie, therefore, the reasoning set out by the learned Addl. Sessions Judge cannot be termed as illegal or perverse. I agree with the contentions of the I.O. that the applicant's custodial interrogation is necessary.

. Hence the application is rejected.

(B.H